

Amendments to Senate Bill No. 148  
1st Reading Copy

Requested by Senator Jim Peterson

For the Senate Local Government Committee

Prepared by Leanne Heisel  
January 17, 2009 (1:45pm)

1. Title, line 11.

Following: "7-21-3107,"

Strike: "AND"

Following: "7-21-3212,"

Insert: "81-4-505, AND 81-4-509,"

2. Page 14.

Following: line 25

Insert: "Section 33. Section 81-4-505, MCA, is amended to read:

**"81-4-505. Roundup foreman supervisor -- duties -- bond.**

(1) All roundups ~~shall~~ must be under the control and supervision of the board of county commissioners of the county in which the ~~same shall be~~ roundup is held. Roundup districts ~~shall~~ must be numbered in the order of their creation. Each roundup ~~shall~~ must be conducted by ~~some a~~ a person designated or employed by the board of county commissioners, whose official designation ~~shall~~ must be "roundup foreman supervisor, .... roundup district, .... County, state of Montana".

(2) ~~Such person~~ The roundup supervisor shall maintain his headquarters at the place designated by the board of county commissioners in its order as the headquarters of ~~such the~~ roundup. ~~Such The roundup foreman shall have~~ supervisor has the power to administer oaths and affirmations in all matters coming within the scope of ~~his~~ official duties.

(3) ~~The~~ If the roundup supervisor is not employed by the board of county commissioners, the board of county commissioners shall require from ~~such the~~ roundup foreman supervisor:

(a) an official bond, in an amount not less than \$2,500 and not to exceed \$5,000, which bond shall that must be conditioned as official bonds of county officers and shall be is subject to all provisions of law applicable to such county officer bonds;

(b) proof of liability insurance in an amount not less than \$1 million; and

(c) evidence of workers' compensation coverage pursuant to Title 39, chapter 71."

{ Internal References to 81-4-505: None. }

Insert: "Section 34. Section 81-4-509, MCA, is amended to read:

**"81-4-509. Proof of ownership -- payment of taxes and penalties -- decision of commissioners on claim. Any A person claiming any an abandoned horse or horses as provided in 81-4-508**

shall, within 5 days after serving the notice provided for in 81-4-508, or within ~~such a~~ further time ~~as that~~ the board of county commissioners ~~shall allow~~ allows, upon good cause shown, submit to ~~such the~~ board proof of ~~his~~ ownership and shall deposit with ~~said the~~ board the amount of any unpaid taxes and penalties ~~which that~~ may be assessed against ~~such the~~ horse or horses, together with ~~the sum of \$5 a~~ \$100 roundup fee. The board shall decide all ~~such~~ cases in preference to all other matters coming before it and at the earliest possible moment. If the claim ~~shall be~~ is allowed, the roundup ~~foreman~~ supervisor in charge of ~~such the~~ roundup ~~shall must~~ immediately be notified of ~~such the~~ decision and ~~he the supervisor~~ shall ~~forthwith~~ deliver ~~such the~~ horse or horses ~~as to which ownership shall be so proved~~ to the owner upon payment of any amount due from ~~such the~~ owner for the estimated cost of keeping and feeding ~~such the~~ horse or horses ~~as aforesaid~~. The deposit made by ~~such the~~ owner of taxes, penalties, and ~~the~~ roundup fee ~~shall must~~ be delivered by the board to the county treasurer. If ~~such the~~ board ~~shall deny~~ denies the claim of ownership, it shall ~~forthwith~~ notify the person in charge of ~~such the~~ roundup of its decision and ~~such the~~ horse or horses ~~as to which such the claim shall be is~~ denied ~~shall must~~ be offered for sale at the earliest convenient session of the sales being held under ~~such the~~ roundup, ~~and if. If the~~ horses are not sold, ~~the same shall they must~~ be destroyed or otherwise disposed of as though no claim had been presented."  
{Internal References to 81-4-509: None.}"

**Renumber:** subsequent section

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